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11 Attorneys for Defendant
12 CARRIER IQ, INC.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION

17 MARK ROTTSCHAFER, individually, and on
18 behalf of all others similarly situated,

19 Plaintiff,

20 v.

21 CARRIER IQ, INC.; HTC, INC., AND HTC
AMERICA, INC.,

22 Defendants.

Case No.: 3:12-CV-02402-EMC

**MOTION TO SUBSTITUTE COUNSEL
AND [PROPOSED] ORDER**

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MOTION TO SUBSTITUTE COUNSEL AND
[PROPOSED] ORDER

Case No. 3:12-CV-02402-EMC

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Defendant Carrier IQ, Inc. ("Carrier IQ") hereby substitutes Rodger R. Cole, Tyler G. Newby, Jennifer J. Johnson, and Molly R. Melcher of Fenwick & West LLP as its attorneys of record in the above-captioned action in place of its Local Counsel for the Northern District of Georgia, Jacob E. Daly of Freeman Mathis & Gary, LLP.

Pursuant to General Order 45, section IV(C)(5), and Civil Local Rule 11-5, Rodger R. Cole, Tyler G. Newby, Jennifer J. Johnson, and Molly R. Melcher of Fenwick & West LLP hereby request that the Court approve this substitution, and further request that all notices, filings, and other documents be served upon counsel at the addresses set forth below:

RODGER R. COLE
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We hereby agree to the foregoing substitution.

Dated: June 8, 2012

FENWICK & WEST LLP

By: /s/ Rodger R. Cole
 Rodger R. Cole

By: /s/ Tyler G. Newby
 Tyler G. Newby

By: /s/ Jennifer J. Johnson
 Jennifer J. Johnson

By: /s/ Molly R. Melcher
Molly R. Melcher

I hereby agree to the foregoing substitution.

Dated: June 8, 2012

FREEMAN MATHIS & GARY, LLP

By /s/ Jacob E. Daly
JACOB E. DALY
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FREEMAN MATHIS & GARY, LLP
100 Galleria Parkway, Suite 1600 Atlanta, Ga.
30339-5948
Telephone: 770.818.1431
Facsimile: 770.937.9960

I hereby agree to the foregoing substitution.

Dated: June 8, 2012

CARRIER IQ, INC.

By: /s/ Magnolia Mansourkia Mobley
Magnolia Mansourkia Mobley,
General Counsel and Chief Privacy Officer

FENWICK & WEST LLP
ATTORNEYS AT LAW
MOUNTAIN VIEW

ATTESTATION PURSUANT TO GENERAL ORDER 45

I, Rodger R. Cole, am the ECF User whose identification and password are being used to file this **MOTION TO SUBSTITUTE COUNSEL AND [PROPOSED] ORDER**. In compliance with General Order 45.X.B, I hereby attest that all signatories have concurred in this filing.

Dated: June 8, 2012

/s/ Rodger R. Cole
Rodger R. Cole

[~~PROPOSED~~] ORDER

Pursuant to stipulation, it is SO ORDERED.

Dated: 6/12/12

Honorable Edward M. Chen
United States District Judge

